

U.S. Department of Justice

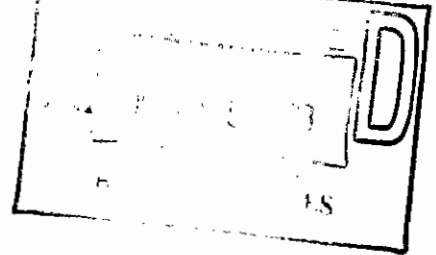
United States Attorney  
Southern District of New York

86 Chambers Street, 3rd Floor  
New York, New York 10007

February 4, 2008

**By Hand Delivery**

Honorable Barbara S. Jones  
United States District Judge  
United States Courthouse  
500 Pearl Street, Room 620  
New York, New York 10007



**Re: New York et al. v. Johnson, 07 Civ. 10732 (BSJ) (DCF)**

Dear Judge Jones:

This Office represents defendants the Environmental Protection Agency ("EPA") and Stephen Johnson (collectively, the "Government") in the above-referenced action. Enclosed please find a courtesy copy of the Government's answer.

The Government writes respectfully to request leave to file the Administrative Record with the Court on a CD, rather than as a hard copy. The Government will file an index to the Administrative Record in hard copy. The Administrative Record in this matter is voluminous, consisting of more than 5,000 documents. The Government anticipates that at the time of briefing, the parties may submit hard copies of the documents cited in their briefs.

Thank you for your consideration of this matter.

*Application Granted*

SO ORDERED

Dated:

*Barbara S. Jones*  
BARBARA S. JONES  
U.S.D.J.

*2/8/08*

Respectfully,

MICHAEL J. GARCIA  
United States Attorney

By:

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